

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CREE, INC.,
Plaintiff,

v.

SEMILEDs CORPORATION and HELIOS
CREW CORP.,

Defendants.

C.A. No. 10-866-PD

**STIPULATED ORDER ON CREE'S MOTION FOR LEAVE
TO FILE THIRD AMENDED COMPLAINT FOR PATENT INFRINGEMENT**

WHEREAS, on April 13, 2011, plaintiff Cree, Inc. ("Cree") filed a Motion for Leave to File Third Amended Complaint for Patent Infringement ("Motion for Leave"); and

WHEREAS, the Motion for Leave seeks to add as a defendant SemiLEDs Optoelectronics Co., Ltd.,

WHEREAS, defendants SemiLEDs Corporation and Helios Crew Corp. do not oppose the Motion for Leave; and

WHEREAS, SemiLEDs Optoelectronics Co. Ltd. agrees that it will not contend in this case that the Court lacks personal jurisdiction over it; and

WHEREAS, upon entry of this Order, Cree agrees to dismiss the case it filed against SemiLEDs Optoelectronics Co., Ltd. in the United States District Court for the Middle District of North Carolina;

IT IS THEREFORE STIPULATED AND AGREED, subject to approval of the Court,

that Cree's Motion for Leave shall be and hereby is **GRANTED**, and the Third Amended

Complaint is deemed to be filed and served as of the date of this Order.

/s/ Rodger D. Smith, II Rodger D. Smith II (#3778)
MORRIS, NICHOLS, ARSHT & TUNNELL LLP
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899
(302) 658-9200
rsmith@mnat.com

/s/ Laura D. Hatcher
Frederick L. Cottrell, III (#2555)
Anne Shea Gaza (#4093)
Laura D. Hatcher (#5098)
RICHARDS, LAYTON & FINGER, P.A.
One Rodney Square
920 N. King Street
Wilmington, Delaware 19801
(302) 651-7700
cottrell@rlf.com
gaza@rlf.com
hatcher@rlf.com

OF COUNSEL:

William H. Wright
Orrick, Herrington & Sutcliffe LLP
777 South Figueroa Street
Suite 3200
Los Angeles, CA 90017
(213) 629-2020

OF COUNSEL:

William F. Lee
Cynthia D. Vreeland
WILMER CUTLER PICKERING
HALE AND DORR LLP
60 State Street
Boston, Massachusetts 02109
(617) 526-6000

Steven J. Routh
Sten A. Jensen
Orrick, Herrington & Sutcliffe LLP
1152 15th Street, NW
Washington, DC 20005
(202) 339-8400 *Attorneys for Defendants*

Heath A. Brooks
WILMER CUTLER PICKERING
HALE AND DORR LLP
1801 Pennsylvania, Avenue NW Washington, DC
20006 (202) 663-6000

Dated: April 21, 2011

Lynne A. Borchers
MYERS BIGEL
4140 Parklake Ave., Suite 600
Raleigh, NC 27612
(919) 854-1400
Attorneys for Plaintiff

IT IS SO ORDERED this 26th day of April 2011.


Paul S. Diamond, J.